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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

November 1, 2007

DARBY & DARBY P.C.
P. O. BOX 770
CHURCH STREET STATION
NEW YORK, NY 10008-0770
US

Dear Sir/Madam,

Your refund request for 10597445 in the amount of \$250.00 has been denied .

The twenty-five percent reduction of fee for electronic filing does not apply to 371 applications.

Sincerely,

Rita White
RITA WHITE

PCT - National

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PTO/SB/07 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031

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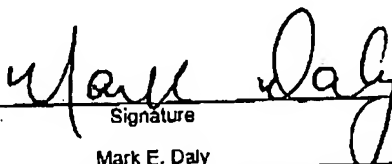
Application No. (if known): 10/597,445

Attorney Docket No.: 20855/0206063-US0

Certificate of Transmission under 37 CFR 1.8

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on June 22, 2007
Date


Signature

Mark E. Daly

Typed or printed name of person signing Certificate

Registration Number, if applicable

917-286-2958

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Certificate of Transmission (1 page)
Request for Refund (2 pages)
Copy of Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) (3 pages)
Copy of Deposit Account Statement (2 pages)
Copy of Electronic Acknowledgement Receipt (4 pages)

FAX TRANSMISSION**DATE:** June 22, 2007**PTO IDENTIFIER:** Application Number 10/597,445-Conf. #1266
Patent Number**Inventor:** Tadaaki Ohgi et al.**MESSAGE TO:** US Patent and Trademark Office - REFUND BRANCH**FAX NUMBER:** (571) - 273 - 6500**FROM:** DARBY & DARBY P.C.

Dianna Goldenson

PHONE: (212) 527-7779**Attorney Dkt. #:** 20855/0205063-US0**PAGES (Including Cover Sheet):** 13**CONTENTS:**

Certificate of Transmission (1 page)
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If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (212) 527-7779 and send the original transmission to us by return mail at the address below.

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DARBY & DARBY P.C.

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Telephone: (212) 527-7700 Facsimile: (212) 527-7701

Docket No.: 20855/0205063-US0
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Tadaaki Ohgi et al.

Application No.: 10/597,445

Confirmation No.: 1266

Filed: July 26, 2006

Art Unit: N/A

For: RIBONUCLEIC ACID COMPOUND AND
METHOD OF LIQUID-PHASE SYNTHESIS
OF OLIGONUCLEIC ACID COMPOUND

Examiner: Not Yet Assigned

REQUEST FOR REFUND

ATTENTION: REFUND BRANCH

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby assert that the above-identified patent application is entitled to a refund of the application size fee of \$250.00, which was charged to the undersigned's deposit account.

Applicants draw the Office's attention to the fact that this patent application was electronically filed, and is therefore entitled to a 25% page reduction when calculating the application size fee. The subject application contains 119 pages, including the preliminary amendment, which, for the purposes of the application size fee, should be considered to be only 90 pages. Accordingly, no fee for pages numbering over 100 is warranted.

For the Office's convenience, attached is a copy of the United States Patent and Trademark Office Deposit Account Statement evidencing an additional charge of \$250.00 that was made to our deposit account. Also attached is a copy of the Electronic Acknowledgement Receipt.

Application No.: 10/597,445

Docket No.: 20855/0205063-US0

evidencing payment of all fees relating to the filing of this application and showing the documents that were electronically filed. Accordingly, Applicants respectfully request a refund of \$250.00 to be credited to the undersigned's Deposit Account 04-100.

Timely and favorable consideration of this request is requested. If the Examiner has any questions pertaining to this request, the Examiner is requested to contact the undersigned attorney at the telephone number below.

Dated: June 22, 2007

Respectfully submitted,

By 

Flynn Barrison

Registration No.: 53,970

DARBY & DARBY P.C.

P.O. Box 770

Church Street Station

New York, New York 10008-0770

(212) 527-7700

(212) 527-7701 (Fax)

Attorneys/Agents For Applicant

Deposit Account Statement

United States
Patent and
Trademark OfficeDeposit Account Statement

Requested Statement Month:

April 2007

Deposit Account Number:

040100

Name:

DARBY & DARBY P.C.

Attention:

ANGELINA DILULLO

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805 THIRD AVENUE

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NEW YORK

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10022-7513

Country:

UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
→ 04/16	40	10597445	20855/0205063-US0	1681	\$250.00	\$27,649.00

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007. OMB 0651-0021

U. S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 20855/0205063-US0
INTERNATIONAL APPLICATION NO. PCT/JP2005/000974		U.S. APPLICATION NO. (if known, see 37 CFR 1.5)
INTERNATIONAL FILING DATE 26 January 2005		PRIORITY DATE CLAIMED 27 January 2004
TITLE OF INVENTION RIBONUCLEIC ACID COMPOUND AND METHOD OF LIQUID-PHASE SYNTHESIS OF OLIGONUCLEIC ACID COMPOUND		
APPLICANT(S) FOR DO/EO/US Tadaaki Ohgi et al.		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
- ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
- ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- ☒ The US has been elected (Article 31).
- ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
 - ☐ is attached hereto (required only if not communicated by the International Bureau).
 - ☒ has been communicated by the International Bureau.
 - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - ☒ is attached hereto.
 - ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
- ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - ☐ are attached hereto (required only if not communicated by the International Bureau).
 - ☐ have been communicated by the International Bureau.
 - ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - ☐ have not been made and will not be made.
- ☐ An English language translation of the amendments to the claims under PCT Article 18 (35 U.S.C. 371(c)(3)).
- ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 38 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

- ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98: PTO/SB/08 w/ 7 refs.
- ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.26 and 3.31 is included.
- ☒ A preliminary amendment.
- ☒ An Application Data Sheet under 37 CFR 1.76.
- ☒ A mark up and a clean copy of substitute specification.
- ☐ A power of attorney and/or change of address letter.
- ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
- ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
- ☐ A second copy of the English language translation of the International application under 35 U.S.C. 154(d)(4).

{W:\20855\0205063us\000808015.DOC (XXXXXXXXXXXXXXXXXXXX)}Page 1 of 3

PTO-1300 (Rev. 07-2005)

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U.S. APPLICATION NO. (If known, see 37 CFR 1.6)		INTERNATIONAL APPLICATION NO. PCT/JP2005/000974		ATTORNEY'S DOCKET NUMBER 20855/0205063-USO	
20. <input type="checkbox"/> Other (Items or Information):					
The following fees have been submitted				CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300				\$ 300.00	
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 All other situations..... \$200				\$ 200.00	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 Search fee (37 CFR 1.448(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400 All other situations..... \$500				\$ 400.00	
TOTAL OF 21, 22 and 23 =				\$ 900.00	
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequences listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
110 - 100 =	10 /50 =	1		x \$250.00	\$ 250.00
Surcharge of \$150 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$	
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE	
Total claims		44 - 20 =	24	x \$0.00	1,200.00
Independent claims		5 - 3 =	2	x 200.00	400.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				x 350.00	350.00
TOTAL OF ABOVE CALCULATIONS =				\$ 3,110.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 50%.					
SUBTOTAL =				\$ 3,110.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	
TOTAL NATIONAL FEE =				\$ 3,110.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				\$	
TOTAL FEES ENCLOSED =				\$ 3,110.00	
Amount to be refunded:				\$ 250.00	
Amount to be charged				\$ 2,860.00	

Amount
to be
RefundedAmount
to be
Refunded

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007, OMB 0651-0021

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- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-0100. A duplicate copy of this sheet is enclosed.
- d. ☒ Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Dianna Goldenson
DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257
(212) 527-7779

CUSTOMER NUMBER: 07278


SIGNATURE

Dianna Goldenson

NAME

52,949

REGISTRATION NUMBER

Electronic Acknowledgement Receipt

EFS ID:	1127896
Application Number:	10597445
Confirmation Number:	1266
Title of Invention:	RIBONUCLEIC ACID COMPOUND AND METHOD OF LIQUID-PHASE SYNTHESIS OF OLIGONUCLEIC ACID COMPOUND
First Named Inventor:	Tadaaki Ohgi
Customer Number:	07278
Filer:	Flynn Barrison/Hiroko Lavlates
Filer Authorized By:	Flynn Barrison
Attorney Docket Number:	20855/0205063-US0
Receipt Date:	26-JUL-2008
Filing Date:	
Time Stamp:	11:58:00
Application Type:	U.S. National Stage under 35 USC 371
International Application Number:	PCT/JP05/00974

Payment information:

Submitted with Payment	yes
Payment was successfully received in RAM	\$ 2860
RAM confirmation Number	703
Deposit Account	

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)	Multi Part	Pages
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1	Transmittal Letter	00808649.PDF	43016	no	3
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2	Application Data Sheet	00808337.PDF	22328	no	4
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3	Oath or Declaration filed	00808272.PDF	129553	no	4
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4	Documents submitted with 371 Applications	00808344.PDF	383645	no	110
Warnings:					
Information:					
5		00808280.PDF	96703	yes	11
	Multipart Description				
	Doc Desc	Start	End		
	Preliminary Amendment	1	1		
	Specification	2	2		
	Claims	3	10		
	Applicant Arguments/Remarks Made in an Amendment	11	11		
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6	Specification	00808348.PDF	358318	no	100
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Information:					
7	Specification	00808354.PDF	348958	no	97
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8	Information Disclosure Statement (IDS) Filed	00808281.PDF	42175	no	3
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15	NPL Documents	00808309.PDF	284384	no	10
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Information:					
16	Fee Worksheet (PTO-875)	fee-info.pdf	8728	no	2
Warnings:					
Information:					
Total Files Size (In bytes):			5368844		
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an International application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p>					